



WATER POLLUTION CONTROL AUTHORITY TOWN OF ELLINGTON

55 MAIN STREET
ELLINGTON, CONNECTICUT 06029

TOWN OF ELLINGTON Water Pollution Control Authority Public Hearings & Regular Meeting May 17, 2005 MINUTES

Present: Mark Spurling, Edward Duell and Daniel Parisi

Absent: Rex Myers and Stacie Mikol

Also Present: Pamela Lombardo, WPCA Administrator, Tom Savage, Robert Andersen, Atty Parks, Jay Fisher, and Pat Gorman.

Chairman Spurling opened the Public Hearing at 7:07 p.m. by noting the legal notice into the record.

I. Public Hearing – 7:00 p.m.

LEGAL NOTICE OF PUBLIC HEARING ELLINGTON WATER POLLUTION CONTROL AUTHORITY EXTENSION OF HOCKANUM SEWER SYSTEM

NOTICE is hereby given, pursuant to Connecticut General Statute 7-247a and the Section II of the Town of Ellington Sewer Ordinance, that the Ellington Water Pollution Control Authority will hold a Public Hearing on May 17, 2005, at 7:00 p.m. in the Ellington Town Hall, 55 Main Street, Ellington, Connecticut, for the purpose of hearing evidence that may influence the Authority's decision to accept an extension of the Hockanum Sewer System.

The affected properties may be subject to the Hockanum Sewer Benefit Assessment Policy.

The proposed extensions are as follows: 22 Maple St. (APN 073-014), Windermere Ave (APN 017-24 & APN 018-003) and North Park St (APN-020-168)

Pamela Lombardo, Administrator
Ellington Water Pollution Control Authority

Journal Inquirer
May 2, 2005

Chairman Spurling requested the Applicants for the different Sewer Expansion review their proposal.

Tom Savage reviewed his conceptual layout for 49 units on 21 acres on Maple Street. There is a portion that is being turned over to the Town for a New Senior Center and Elderly housing. The project no. is 2004 977 S10, cu .1.2, Dated 12/17/2004, Fuss & O'Niell, Inc., Pioneer Builders of Ellington, Inc.

Jay Fischer representing, Developer's Services, LLC reviewed their conceptual layout for 123 units which has decrease from 145 units with two gravity connections into the sewer on Windermere. He stated when he is through with all the approvals he will come back for the actual amount of sewer capacity the project will need. Reference map - Windermere Village, prepared by Milone & MacBroom no date or page number for reference.

Lombardo noted she included the two-lot application in the legal notice to save money not to do a legal notice just for this one. The lots were just sold to a new owner and he has received a letter of reminder on all the approvals he needs.

There was a discussion of sewer easement on the private property of the sub-division; Daniel Parsisi disagrees with the Town Engineer about obtaining the sewer easement. Lombardo noted the Connecticut State Statues states if a sewer line services more then one unit, it is a public sewer and the WPCA needs to obtain an easement. Lombardo recommended getting a legal opinion on the issue; the Authority members agreed.

Hearing no additional comments CHAIRMAN SPURLING MOVED TO CLOSE THE PUBLIC HEARING ON SEWER EXTENSION AND SECONED (DUELL) AT 7:20 P.M. P ASSED UNANIMOUSLY

II. Public Hearing - Policy for Sale of Wastewater Capacity - Continued from March 29, 2005

Lombardo noted she had received two letters concerning the Sale of Wastewater Capacity; the first one is from Robert Pagani, Chairman of the Board of Finance, dated May 13, 2005 and will be attached to the minutes as Exhibit I.

The second is from Matt Davis, Town Planner, dated May 16, 2005 and it will be attached to the minutes as Exhibit II.

Selectman Dennis Milanovich requested the Public Hearing be kept opened so he would have additional time.

Lombardo reported the Chairman of Planning and Zoning needed additional time also.

Exhibit III is the letter to the different Commission and Staff requesting their opinion. The letter is dated April 14, 2005 with a mailing list on the second page. Also included is an e-mail from Matt Davis the Town Planner dated May 3, 2005.

MOVED (SPURLING) AND SECONDED (PARISI) TO CONTINUE THE PUBLIC HEARING FOR THE POLICY OF THE SALE OF WASTEWATER CAPACITY TO THE JUNE 21, 2005 WPCA MEETING. PASSED UNANIMOUSLY.

III. WPCA Regular Meeting

A. Citizen's Forum - No one present wished to comment

B. Public Works - High School Pump Station – Lombardo noted that Michaud said he was coming. He wanted to get approval to pay the bills for the Pump Station. The work was done during the school break.

C. New Business

1. Savage - Maple St – Discussion of his subdivision was during the Public Hearing
2. Country Pure Foods Agreement - Lombardo wanted to share the draft of the Capacity Purchase Agreement for their review, there was a small change on the second page. She had a meeting with the Management here and all were in agreement, they are

sending it down to their Corporate Headquarter in Florida next. Atty Susan Boyan has signed off on the Agreement.

3. Desco - 3 lots - Conceptual review

Lombardo reviewed the application from Desco stating it was just south of the intersection of South Rd and White Rd which is outside the Crystal Lake Drain Area. Mr. Andersen received a copy of the wish list map which was not approved to be part of the Intertown Agreement with Stafford. The original Exhibit #10 prepared by Loureiro Engineering and then expanded just to include the Crystal Ridge Subdivision is the correct map.

There was a general discussion of the service area and Lombardo reviewed the history of the revised map and how difficult it was to get it changed. It cost the Ellington WPCA \$200,000 plus years of administrative work and legal fees. Duell explain the application how DEP will withhold grant money as a penalty for going outside the sewer service area. Atty Parks said he had to agree with Lombardo and it would not be an easy task to change the sewer service area again.

MOVED (SPURLING) AND SECONDED (PARISI) TO APPROVE THE APPLICATION TO BE INCLUDED IN THE CRYSTAL LAKE SEWER SYSTEM AND CONCEPTUAL APPROVAL, PLEASE NOTE THOMPSON'S LETTER OF MAY 17, 2005. MOTION WAS DEFEATED UNANIMOUSLY.

D. Old Business

1. Oak Hill - updates and caveat - Lombardo wanted the Authority to see the caveat for Oak Hill because it was expanded to show which lots would be on septic and how the additional sewer capacity was denied by the Authority for lot 047-034-0021.
2. North Park St - Yost sold the two lots to a Mr. Jay and Lombardo sent him a letter dated May 12, 2005 to be assured he realize the approvals he would need from the WPCA.

E. Administrative

1. Approval of uses for purchased capacity - The Public Hearing was continued no action.
2. Approval of Minutes for March 29 WPCA Special Meeting & Public Hearing

MOVED (PARISI) AND SECONDED (DUELL) TO APPROVE THE MINUTES OF THE WPCA SPECIAL MEETING AND PUBLIC HEARING ON MARCH 29, 2005. PASSED UNANIMOUSLY.

4. Approval of bills for payment

MOVED (DUELL) AND SECONDED (PARISI) TO APPROVE THE INVOICES FOR THE WATER POLLUTION CONTROL AUTHORITY TOTALING \$15,745.30 AND \$62.50. PASSED UNANIMOUSLY.

5. Town of Vernon Request for Sewer Use Billing

In January of 2005, David Ignatowicz WPCA Administrator for the Vernon WPCA requested that the sewer use charge for the Town of Ellington be done with 7.7 % discount rather than the list of expenses listed in Exhibit C of the Intertown Agreement.

MOVED (PARISI) AND SECONDED (DUELL) TO APPROVE THE REQUEST FROM THE TOWN OF VERNON TO GRANT A 7.7% DISCOUNT ON THE SEWER USER FEES IN LIEU OF ADJUSTMENTS PER EXHIBIT C OF THE VERNON INTERTOWN AGREEMENT WITH ELLINGTON. TO INSURE THE PERCENTAGE DISCOUNT REMAINS REASONABLE YEAR BY YEAR THE AUDITORS FOR THE VERNON WATER POLLUTION CONTROL AUTHORITY WOULD BE RESPONSIBLE TO VERIFY THE EXPENSES ACCORDING TO THE INTERTOWN AGREEMENT OF JULY 1, 2003. IF THE ACTUAL EXPENSES EXCEED 8.35 % THE ELLINGTON WPCA WILL RECEIVE A CREDIT ADJUSTMENT FOR THAT VARIANCE. PASSED UNANIMOUSLY.

MEMO: 8.35% WAS THE WEIGHTED AVERAGE OF THE COLLECTION SYSTEM EXPENSES IN ALCOTT'S REPORT ON THE VERNON'S 2002 FINANCIALS.

6. Sewer Use Policy - CTW Letter

Lombardo included a letter from Connecticut Water Company to Dennis Milanovich, First Selectman, on the possible solutions for reductions on sewer user fees for sprinkler and pool use. Mr. Milanovich would like to go to the Town of Vernon to discuss possible ways to have a solution for the over billing. The consensus of the Authority was it would be ok for Milanovich to approach the Town of Vernon. Lombardo noted we approved their request thus hopefully they would take this request under consideration.

7. Town of Stafford Intertown Agreement - Service Area

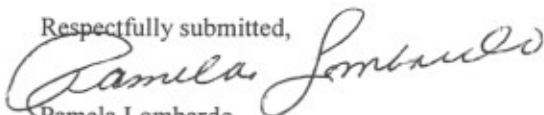
With the recent request for an applicant to be included in the Sewer Service Area around Crystal Lake, the Authority should have a better map that shows the parcels then what the attachment is to the Intertown Agreement with Stafford. Lombardo has already ask Jim Thompson to print one up and she also asked the Authority to write the Town of Stafford WPCA to inform them they are using the wrong reference to the Ellington Intertown Agreement. The Authority agreed.

8. Increase Sewer Permit Fee by \$25

MOVED (DUELL) AND SECONDED (PARISI) TO APPROVE THE \$25 INCREASE IN THE SEWER CONNECTION PERMIT FEE AS REQUESTED. PASSED UNANIMOUSLY.

MOVED (SPURLING) AND SECONDED (PARISI) TO ADJORN THE REGULAR MEETING OF THE WATER POLLUTION CONTROL AUTHORITY AT 8:07 P.M. PASSED UNANIMOUSLY.

Respectfully submitted,



Pamela Lombardo
WPCA Administrator

May min2005